Attorney Docket No.: 56240-5001 Application Serial No.: 09/289,044 Reply to Office Action dated May 17, 2007

Electronically filed September 17, 2007

Claim Listing

1-73. (Canceled)

74. (Currently Amended) A data processing system comprising:

one or more computer processors programmed to receive health information from a

patient using software operable to pose a logic-driven, branching series of questions to

identify, discriminate current from past, and prioritize said patient's major symptoms

complaints,

(a) wherein said major symptoms complaints are ranked by priority relevance to said

patient; and wherein exploratory questions are used to survey selected topics;

(b) wherein said exploratory questions ask about groups of related items;

(c) wherein said exploratory questions determine a time frame of relevance to said patient

and the priority of said patient's judgment of relevance of a symptom or provisional problem,

(d) wherein said priority relevance is characterized by one or more of: patient's priority

factors, selected from the group of: patient's priority for discussion with a clinician, severity of

said symptom, and magnitude of problems impairment of functional abilities, or impact on

quality of life resulting from said symptom, or system factors reflecting a potential medical

importance of said symptom;

(e) wherein said software is further operable to construct subsequent, more detailed

questions from a database of potential questions, based upon said patient's responses to said

exploratory questions; and

(f) wherein said software is operable on the one or more computer processors or on a

server distributed to the one or more computers over an Internet connection, an intranet

connection, or local area network.

Reply to Office Action dated May 17, 2007

Electronically filed September 17, 2007

wherein said software is further operable to match said patient to a pre-selected interview configuration profile from a family of such profiles that determine inquiry scope and inquiry depth of a given patient interview, said inquiry scope specifying a set of interview topics to be covered, and said inquiry depth specifying a level of detail for a characterization of elicited

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symptoms; and

wherein said software is further operable to dynamically integrate input from multiple sources to determine a depth of detailed questioning to pursue, said-sources providing data regarding relevance to patient, desired depth of characterization detail for a topic as determined

by a configuration profile, or medical importance of a given topic as determined by experts.

75. (Currently Amended) The system of claim 74, wherein said system is operable to integrate an assessment of characterization detail for related symptoms in a group of

potentially associated symptoms;

 (a) wherein potential associations between symptoms are identified at a time of authoring of interview content based upon clinical knowledge;

of interview content based upon chinear knowledge,

(b) wherein severities of candidate symptoms in associations are obtained during an interview:

(c) wherein a most severe symptom in an association (hereinafter "index symptom") is

identified:

(d) wherein characterization detail is obtained about one or more index symptoms, as

appropriate for clinical importance or relevance to said patient;

(e) wherein an interview question is asked about whether any of said patient's other

symptoms in said association share features in common with said index symptom;

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

(f) wherein, for areas where features are shared, redundant characterization detail is skipped for associated symptoms or subsequent interview questions characterizing associated

symptoms are combined; and

(g) wherein a risk of frustrating said patient is reduced by detecting relations between

symptoms, when they exist, or allowing symptoms to stand alone, when no association is

identified.

76. (Currently Amended) The system of claim 74 further operable to identify and

measure eharacterize severity and functional impact of a full range of multiple potentially

overlapping physical and psychosocial concurrent symptoms in any combination;

(a) wherein an assessment uses screening questions relating to physical and psychosocial

symptoms;

(b) wherein said psychosocial symptoms comprise at least one of the group of: substance

use, depression, anxiety, panic, stress, somatoform disorder, health attitude, behavior, illness

concern, and anxiety;

(c) wherein said overlapping physical and psychosocial symptoms comprise symptoms

that are concurrent or that share location or other features potentially confusing to patients or

physicians;

(d) wherein related symptoms are grouped in order to facilitate assessment of symptom

severity, frequency,-and impact on functional  $\underline{abilities,\,status}$  and quality of life;  $\underline{and}$ 

(b) wherein identifying and characterizing symptoms and measuring symptom severity

are used to support assessment of a plurality of concurrent symptom groups; and

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

(ee) wherein separate scores are calculated for each of said symptom groups in order to

determine whether said patient has one or more than one symptom complex and to separately

assess severity and functional impact of each symptom group over time in response to time or

treatment for purposes of patient care, research, or quality assurance.

77. (Currently Amended) The system of claim 74 further operable to assess impairment in

quality of life and functional abilities status in relation to a plurality of symptoms and

medical conditions:

(a) wherein quality of life questions are created to probe limitations in a plurality of

general generie domains that may be related to one or more than one underlying medical

condition:

(b) wherein said quality of life questions are asked without reference to whether a

limitation is due to a health or emotional condition, symptoms, injury, or other problem; and

(c) wherein impact of each group of related symptoms or each health condition is

determined by asking about resulting severity, frequency, or perceived impact on quality of life.

78. (Currently Amended) The system of claim 77.

(a) wherein said software is operable to display areas of generic general quality of life

and functional abilities status that said patient has reported are impaired, and to offer said patient

choices about potential causes of such impairment; and

(b) wherein said software is operable to sequentially display each of one or more general

generic quality of life issues reported by said patient to be limited by symptoms or health

conditions, list various symptoms and health conditions that said patient has reported are most

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

severe, and offer response options to indicate a degree to which each symptom or health condition causes limitation of indicated general generic quality of life domains.

79. (Previously presented) The system of claim 74 further operable to directly assess dimensions of the quality of care and provide feedback to clinicians or administrators

about areas where action could be taken to correct apparent problems with said quality;

(a) wherein said system is operable to display questions regarding one or more of:

patient understanding of a health condition, patient health attitudes and behaviors, patient

willingness to change health behaviors, patient perception of communication with a clinician and

whether patients were heard and respected, patient observation about health care received,

patient understanding of what to expect and what to watch out for regarding health conditions or

treatment, patient understanding of treatment received, patient understanding of medications to

be used, or patient compliance with medication and with treatment; and

(b) wherein patient-reported quality of care data are integrated into a clinical report and

flagged to identify problem areas; such quality improvement data are presented to clinicians with

suggestions regarding correcting apparent problems with the quality of care; or said software

provides brief and focused education to a patient who needs or desires additional information

about said patient's health condition.

80. (Currently amended) The system of claim 74, further operable to calculate a

severity score based on patient data regarding severity of symptoms;

(a) wherein different levels of severity are assigned different values; and

Reply to Office Action dated May 17, 2007

Electronically filed September 17, 2007

(b) wherein symptoms from a similar region or system of a patient's body are grouped

together, offering patients the option of confirming this association, after which a score assigned

to each group is computed, and scores are reported to facilitate interpretation by a clinician with

regard to relative importance of a symptom group and possible implications of observed

symptom patterns, and; given scores of a particular group across successive interviews of said

patient, to reflect changes in severity over time; and

(c) wherein scores are reported to facilitate interpretation by a clinician with regard to

relative importance of a symptom group and possible implications of observed symptom patters,

and, given scores of a particular group across successive interviews of said patient, to reflect

changes in severity over time.

81. (Canceled)

82 (Currently Amended) The system of claim 74 80, further operable to:

(a) inform patients about routine procedures, surgeries or research for which informed

consent is required, and using text, images, or video or audio presentations to educate the

patient about said routine procedures, surgeries or research; and

(b) obtain informed consent from a patient who agrees to undergo at least one of said routine

procedures, surgeries, or research<del>participate in research using interview content approved by</del>

an appropriate Institutional Review Board.

83 (Canceled).

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

84. (New) The system of claim 76 further operable to characterize key features and detect

04. (New) The system of claim 70 further operable to characterize key features and dep

symptom patterns of potential diagnostic, therapeutic, or prognostic importance relating to characterization details and to enhanced or diminished visceral or somatic sensation and

symptom reporting by the patient:

(a) wherein detecting symptoms in exploratory questions optionally triggers a detailed,

systematic characterization of features, including at least one of the group of: location,

description, timing, precipitating factors, and relieving factors;

(b) wherein multiple symptoms and the characterization details are gathered and interpreted,

wherein the characterization details include at least one of the group of: expanded referral,

overlapping patterns of precipitation and relief, use of multiple descriptive terms, and evidence

of somatic (fibromuscular body wall) involvement;

(c) wherein a history of prior symptoms, or an absence thereof, provides evidence of the

patient's pattern of symptomatic response; and

(d) wherein said symptom patterns or the characterization details provide information

implicating altered visceral or somatic sensitization, and a pattern and psychobehavioral

dimensions of symptom reporting by the patient.

85. (New) The system of claim 76 further operable to discover, discriminate, and measure

multiple symptoms and uncover symptoms obscured by overlap with other existing or new

symptoms:

(a) wherein targeted instructions are provided to educate the patient about a possibility of

overlapping symptoms and how to discriminate the overlapping symptoms by focusing on

characteristic features:

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

(b) wherein multiple symptoms may be discriminated by the patient as the same or different, based upon questions about the characteristic features,

(c) wherein obscured or overlapping symptoms can be suspected based upon a response

indicating at least one of the group of: two symptoms overlapping in location, time,

characteristic features such as a pattern of precipitation or relief, a symptom being described

as both a pain and a discomfort, having expanded referral (being felt over a wide area), a

character of the symptom being described by multiple terms, or a symptom pattern changing

over time:

(d) wherein patients are offered an option of a response indicating that potentially overlapping

symptoms are the same, related but not the same, different, or uncertain; and

(e) wherein optional branching series of questions are provided to gather further details for:

symptoms that are different, or related, whereas subsequent questions are skipped for

symptoms that are the same or where the patient is uncertain about a relationship of related

symptoms.

86. (New) The system of claim 74 further comprising a System Response Analyzer adapted

to use logic to monitor the patient's responses for an inconsistent response, the inconsistent

response triggering a detailed assessment of patient consistency and veracity.

87. (New) The system of claim 74 further operable to generate an agenda for a clinic

session, the agenda comprising a list of symptoms ranked by patient or system priority; wherein

the agenda provides information for estimating a time required for a practitioner to see the

patient and a skill level of the practitioner required to see the patient.

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

88. (New) The system of claim 74 further operable to support problem management by

physicians, wherein symptoms and active medical conditions (such as diabetes, chronic lung

disease), are presented as a problem;

(a) wherein a physician module is provided to filter, sort, and review patient-entered, physician-

entered, or system-imported data, and to add physician-entered data;

(b) wherein the problem name is editable by the physician;

(c) wherein the problem can be created, updated, merged or divided by the physician:

(d) wherein all data is linked to a provisional problem, automatically by the physician module, or

by the physician;

(e) wherein data entered by the patient or the physician, or imported by the system can be linked

at entry or by system criteria, to at least one type of data selected from the group of data for:

initial and return visit, symptom, medical condition, medical history, physical finding, test

result, treatment type, response to treatment, side effects from treatment, plan for diagnosis,

treatment plan, or problem summary; and

(f) wherein data can be filtered, sorted, and presented by criteria, the criteria providing a

problem, data, physician author, activity status(active or inactive problem), or data type.

89. (New) The system of claim 74 further operable to support a return visit by the patient;

(a) wherein an agenda for the return visit may be set by: a return visit agenda set by a physician

at a prior visit, completion of remaining interview modules from the prior visit, research

protocol, or administrative protocol, wherein the administrative protocol gathers quality

assurance data:

Reply to Office Action dated May 17, 2007 Electronically filed September 17, 2007

(b) wherein at the return visit, the patient is queried about any reasons they have for the return visit;

- (c) wherein the patient's reason for the return visit can be compared with a physician's reason for the patient's return visit;
- (d) wherein the patient is provided an option to review and update their prior symptoms and responses:
- (e) wherein other symptoms are optionally surveyed to ascertain new developments; and
- (f) wherein use of prescribed treatments by the patient can be sought as a measure of compliance.